



10-26-05

2664TW

Agent Technologies, Inc.
Intellectual Property Administration
Legal Dept., M/S DL 429
P.O. Box 7599
Loveland, CO 80537-0599

Docket No.: 10971977-1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Glenn R. Engel

Application No.: 09/320,200

Confirmation No.: 4283

Filed: June 24, 1999

Art Unit: 2664

For: METHOD FOR QUICK IDENTIFICATION OF
SPECIAL DATA PACKETS

Examiner: B. H. Pham

SUMMARY OF EXAMINER INTERVIEW

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Applicant's attorney appreciates the Examiner's time and consideration in conducting the telephone interviews of October 20, 2005 and October 24, 2005. Applicant's attorney thank the Examiner for withdrawing the abandonment of this application. Applicant respectfully submits the following record of the telephone interviews of October 20, 2005 and October 24, 2005, under M.P.E.P. § 713.04.

The following persons participated in the interviews: Examiner Brenda Pham and Applicant's attorney Jody Bishop.

Applicant's attorney, Jody Bishop, called the Examiner, Brenda Pham, October 20, 2005 responsive to the notice of abandonment that was mailed October 3, 2005. Applicant's attorney explained that the last action taken in this application was the Examiner agreeing, in an interview conducted June 4, 2002, to withdraw the restriction made on May 6, 2002, as indicated in the Examiner's Interview Summary mailed June 13, 2002. Thus, no action

requiring Applicant's response remained outstanding after the interview of June 4, 2002. Further, Applicant's attorney indicated that he was unclear as to why no action had been received on this application since June 13, 2002, until the notice of abandonment that was mailed over 3 years later (on October 3, 2005). Applicant's attorney requested that, because the notice of abandonment was in error, the Examiner withdraw the notice of abandonment pursuant to M.P.E.P. §711.03(a), rather than requiring Applicant to petition for revival of the application. The Examiner indicated that she would check with her supervisor as to whether that would be an appropriate solution.

Applicant's attorney, Jody Bishop, again called the Examiner, Brenda Pham, on October 24, 2005 to inquire as to whether she would be willing to withdraw the notice of abandonment. The Examiner indicated that she was withdrawing the abandonment of this application as being improper, and would be issuing a new action on this application.

As to the interview conducted June 4, 2002, Applicant hereby adopts the substance of the Examiner's interview summary mailed June 13, 2002. However, Applicant respectfully submits that Applicant's attorney, Jody Bishop, participated in the interview, rather than Mr. Douglas Barker, as indicated in the Examiner's interview summary. In addition, the Examiner indicated in the interview conducted June 4, 2002 that she would be issuing a new restriction requirement as between the following two claim groups:

- I. claims 1-2 and 5-6; and
- II. claims 3-4 and 7-8.

CONCLUSION

Applicant believes no fee is due with this Interview Summary. However, if a fee is due, please charge Deposit Account No. 50-1078, under Order No. 10971977-1 from which the undersigned is authorized to draw.

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Date of Deposit: Oct. 25, 2005

Typed Name: Gail L. Miller

Signature: Gail L. Miller

Respectfully submitted,

By: Jody C. Bishop

Jody C. Bishop
Attorney/Agent for Applicant(s)
Reg. No. 44,034
Date: October 25, 2005
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Application No. (if known): 09/320,200

Attorney Docket No.: 10971977-1

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on October 25, 2005
Date

Signature

Gail Miller

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(214) 855-8379
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

2 Return Postcards
Summary of Examiner Interview – 3 pages
Certificate of Mail – 1 page